

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 6568 of 1985

Date of decision: 1-12-1997

For Approval and Signature

The Hon'ble Mr. Justice S. K. KESHOTE

1. Whether Reporters of Local papers may be allowed to see the judgment?
2. To be referred to the Reporter or not?
3. Whether their Lordships wish to see the fair copy of the judgment?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 or any order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

T.N.G.NAIR

Versus

SUPERINTENDING ENGINEER

Appearance:

MR YN OZA for Petitioner

Ms. Harsha Devani for Respondents

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 01/12/97

ORAL JUDGEMENT

The petitioner who was overseen in the Irrigation Department of the State of Gujarat had filed this petition in the year 1985 in which challenge has been made to the order under which he was transferred from Hadmatia section in Jamnagar Sub Division to Vankaner Sub Division. This Court had protected the petitioner, but later on the interim relief granted was vacated on 31st January, 1989. As the interim relief has been vacated long back in January, 1989 now nothing survives in this special civil application.

2. There is another reason for which interference of this court is not called for in the matter. At the time when the petitioner had filed this petition, he had already completed 29 years' service. By now he would have attained the age of superannuation and retired from service.

3. Taking into consideration totality of the facts of the case, nothing survives in the special civil application and the same is dismissed. Rule discharged. No order as to costs.

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